



NEVADA STATE BOARD OF OSTEOPATHIC MEDICINE

PUBLIC NOTICE

BOARD MEETING

October 11, 2022 @ **5:30 PM**

AT THE FOLLOWING LOCATION:

*Nevada State Board of Osteopathic Medicine ~ Conference Room
2275 Corporate Circle, Suite 210
Henderson, NV 89074*

Public Call in Number: 1-866-705-2554; Meeting Code: 226691#

*** MINUTES ***

I. CALL TO ORDER (Discussion/ For Possible Action) Paul Mausling, D.O., Vice President
Roll call to determine presence of a quorum.

Board Members:

Paul Mausling, D.O.

Paul Janda, D.O.

Carla Perlotto, PhD

Swadeep Nigam, MSc, MBA, Public Member

Board Staff:

Frank DiMaggio, Executive Director

Clayton Bailey, Investigator

Richard Dreitzer, Esq., Board Counsel

Public:

Susan Fisher

Michael Stone, D.O.

Debra Stone

Lyn Beggs, Esq.

Jeff Kaye

Domonique Katona

Ashley Cole

II. PUBLIC COMMENT

NOTE: *Prior to the commencement and conclusion of a contested case or a quasi-judicial proceeding that may affect the due process rights of an individual, the board may refuse to consider public comment. See NRS 233B.126.*

No comments.

III. APPROVAL OF BOARD MEETING OPEN AND CLOSED MINUTES FROM SEPTEMBER 13, 2022 (Discussion/For Possible Action) Paul Mausling, D.O., Vice President

Dr. Perlotto made a motion to approve the open and closed sessions minutes from September 13, 2022; seconded by Dr. Janda. There being no discussion, the minutes were approved by the Board.

IV. CONSENT AGENDA TO GRANT LICENSURE FOR OSTEOPATHIC PHYSICIANS

(Discussion/ For Possible Action) Paul Mausling, D.O., Vice President

Under this item the Board may consider the recommendations of the Executive Director and/or President/Vice President to grant licensure to the below listed applicants. The Board may remove any applicant's name from the consent motion but may not discuss the contents of the application for licensure without the applicant present following proper notice pursuant to the open meeting law.

Osteopathic Physician Name	Specialty
<i>Estylan Arellano, D.O.</i>	<i>Emergency Medicine</i>
<i>Kevin Choi, D.O.</i>	<i>Anesthesiology</i>
<i>Connor Frost, D.O.</i>	<i>Emergency Medicine</i>
<i>Nathalie Hibbs, D.O.</i>	<i>Emergency Medicine</i>
<i>Elena Keith, D.O.</i>	<i>Family Medicine</i>
<i>Tu-Chinh Leduc, D.O.</i>	<i>Internal Medicine</i>
<i>David Marquis, D.O.</i>	<i>Emergency Medicine</i>
<i>Donald Pennington, D.O.</i>	<i>Orthopedic Surgery</i>
<i>Kamila Seilhan, D.O.</i>	<i>Internal Medicine</i>

Mr. Nigam made a motion to approve the licensees as written; seconded by Dr. Perlotto. There being no discussion, the Board approved licensure.

V. ELECTION OF BOARD PRESIDENT, (Discussion/For Possible Action) Paul Mausling, D.O., Vice President

Dr. Mausling asked if there were any nominations for Board President. Mr. Nigam nominated Dr. Mausling. There were no other nominations or volunteers. Mr. Nigam made a motion to elect Dr. Paul Mausling as Board President ; seconded by Dr. Perlotto. There being no discussion, Dr. Paul Mausling was duly elected and appointed Board President.

VI. +CONSIDERATION/APPROVAL OF APPLICATION FOR LICENSURE FOR

MICHAEL STONE, D.O., (Discussion/For Possible Action) Board may go into closed session pursuant to NRS 241.030 to move to a closed session because the discussion will have to do with this applicant's character, alleged misconduct, professional competence, or similar items) Paul Mausling, D.O., President

Dr. Mausling asked Dr. Stone if he would prefer an open or closed session. Dr. Stone chose an open session. Dr. Stone was represented by his attorney, Lyn Beggs. Mr. Dreitzer explained the concerns with Dr. Stone's licensure in California, and its impact on being approved for licensure in Nevada. Ms. Beggs noted that Dr. Stone had prior California Osteopathic Board actions from the 1990's to early 2000's. Dr. Stone indicated that he would like to work at Boulder City Hospital and continue working in California. Mr. Dreitzer noted that from a legal standpoint the benchmark in federal court matters is seven years for what might constitute a timeframe to consider action.

Mr. Nigam made a motion to approve the licensure for Dr. Stone; seconded by Dr. Mausling. There being no discussion, the Board approved licensure of Michael Stone, D.O.

VII. CONSIDERATION/APPROVAL OF FY 2021-2022 AUDIT AS REQUIRED PER NRS 218G.400, (Discussion/For Possible Action) Paul Mausling, D.O., President

Mr. Nigam made a motion to approve the FY 2021-2022 Audit; seconded by Dr. Mausling. There being no discussion, the Board approved the FY 2021-2022 audit as presented.

VIII. DISCUSSION/ACTION TO REMOVE FORMER BOARD MEMBER/ PRESIDENT, RONALD HEDGER, AND FORMER EXECUTIVE DIRECTOR, SANDRA REED, AND

ADD NEW PRESIDENT OR OTHER BOARD MEMBER AS A SIGNER ON BANK OF THE WEST AND WELLS FARGO ACCOUNTS, (Discussion/For Possible Action) Paul Mausling, D.O., President

Mr. DiMaggio explained the necessity of having another Board member as a signer on the Board bank accounts. Mr. Nigam suggested adding the new Board president and the new Executive Director. Mr. DiMaggio noted that adding the Executive Director is not listed as an agenda item; therefore, the action would only be for adding Board members.

Mr. Nigam made a motion to remove former Board President, Ronald Hedger, and former Executive Director, Sandra Reed from the Bank of The West and Wells Fargo bank accounts, and add newly elected Board president Paul Mausling as a signer to both of the above-mentioned bank accounts; seconded by Dr. Mausling. There being no discussion, the Board approved the removal of signers Ronald Hedger and Sandra Reed from the Bank of The West and Wells Fargo bank accounts, and add Board president Paul Mausling as a signer on both bank accounts.

IX. DISCUSSION/CONSIDERATION/ACTION OF POSSIBLE BILL DRAFT REQUEST TO AMEND THE LANGUAGE OF NRS 633.471(3) PERTAINING TO CONTINUING MEDICAL EDUCATION (CME) AUDITS, (Discussion/For Possible Action) Paul Mausling, D.O., President

Mr. Dreitzer noted that the Board approving a change to NRS 633.471(3) is the first step in drafting a bill to amend the language of that statute. Ms. Fisher explained the challenges of proposing a bill to change the statute related to the number of licensees audited for continuing medical education requirements. Ms. Fisher noted the Nevada Board of Medical Examiners and the Nevada Board of Pharmacy do not have a statute requiring a specific number of licensees to be audited. Ms. Fisher recommended the Board vote on the matter, and she will do research regarding the challenges with presenting a bill to the legislature. Mr. Nigam made a motion to amend the language of NRS 633.471(3) to indicate up to one-third licensees to be audited; seconded by Dr. Mausling. There being no discussion, the Board approved amending the first sentence of NRS 633.471(3) to read as follows: “The Board shall request submission of verified evidence of completion of the required number of hours of continuing medical education annually from up to one-third of the applicants for renewal of a license to practice osteopathic medicine or a license to practice as a physician assistant.”

X. CONSIDERATION TO PROVIDE AMENDMENTS FOR FSMB BYLAWS ARTICLE XIV (Discussion/For Possible Action) Paul Mausling, D.O., President

Mr. DiMaggio reported that FSMB is asking the Board for any comments or concerns related to the FSMB Bylaws, article XIV. Mr. Nigam made a motion to approve the FSMB bylaws article as presented; seconded by Dr. Perlotto. There being no discussion, the Board approved the FSMB article XIV as presented.

XI. EXECUTIVE DIRECTOR’S REPORT

- a. *Financial Statements* – Mr. DiMaggio noted the financial numbers reflect monthly deferred accounting methods used by the bookkeeper. He added income has been reduced as expected due to waiving licensing fees.
- b. *Licensing* – Mr. DiMaggio noted the new license applications are being tracked by fiscal year to indicate the change in applications with the waived fees implemented. He reported the number of new applicants increased since waiving the licensing fees.
- c. *Comments* – Mr. DiMaggio congratulated Dr. Mausling on his appointment to Board president.

XII. LEGAL REPORT (Discussion/For Possible Action) by Richard Dreitzer (Fennemore Craig, LLC) Board Counsel
No Comments.

XIII. LEGISLATIVE UPDATE (Discussion/For Possible Action) by Susan Fisher, Board Government Affairs/Lobbyist

Ms. Fisher did not have anything to report other than the discussion on agenda item IX regarding amending NRS 633.471(3).

XIV. ITEMS FOR FUTURE DISCUSSION/ACTION/UPCOMING AGENDA

Mr. DiMaggio mentioned adding the election of the Board Vice President on the next agenda and Dr. Mausling approved the same.

XV. PRESIDENT'S REPORT on Board Business, Paul Mausling, D.O., President

No Comments.

XVI. PUBLIC COMMENT

No Comments.

Dr. Mausling made a motion to adjourn, seconded by Dr. Perlotto. There being no discussion, the motion carried and the meeting was adjourned.

Minutes approved by the Board at the November 8, 2022 Board Meeting.